

**BOARD OF COUNTY COMMISSIONERS  
LAKE COUNTY, FLORIDA**

**REGULAR MEETING**

**AUGUST 1, 2006**

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**COUNTY COMMISSIONERS**

**Catherine C. Hanson, Chairman  
Welton G. Cadwell, Vice Chairman  
Jennifer Hill, District #1  
Robert A. Pool, District #2  
Debbie Stivender, District #3**

**Cindy Hall, County Manager  
Sanford A. Minkoff, County Attorney  
James C. Watkins, Clerk to the Board**

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**DISCLAIMER**

**This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.**

**As a part of any public and formal meeting, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which all public comment and formal action is taken.**

**The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.**

## **ITEMIZED AGENDA**

**August 1, 2006**

9:00 A.M. Invocation

Pledge of Allegiance

### **I. AGENDA UPDATE**

Discussion regarding proposed revisions to today's Agenda.

### **II. CLERK OF COURT'S CONSENT AGENDA**

Tab 1 Approval of Clerk of Courts' Consent Agenda (Items 1 through 8):

1. Request to acknowledge receipt of list of checks or warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office - Acknowledge Receipt
2. Monthly Distribution of Revenue, Traffic/Criminal Cases, Month Ending June 30, 2006. Disbursements due to Board: \$183,679.85. Same period last year: \$169,621.23 - Acknowledge Receipt
3. Copy of proposed budget for Village Center Community Development District for Fiscal Year 2006/2007, in accordance with Chapter 190.008(2)(b)(c), Florida Statutes - Acknowledge Receipt
4. Comprehensive Annual Financial Report from the City of Fruitland Park, for the period ending September 30, 2005, in compliance with Section 12 of the Interlocal Agreement between Lake County and the City of Fruitland Park Relating to the Provision of Library Services - Acknowledge Receipt
5. Ordinance No. 549-M, from the City of Clermont, closing and permanently abandoning that portion of Juniata Street, lying east of 8<sup>th</sup> Street and west of 7<sup>th</sup> Street, in the City of Clermont. Passed and ordained by the City Council of the City of Clermont, Lake County, Florida, the 13<sup>th</sup> day of June, 2006 – Acknowledge Receipt
6. Public Service Commission, In re: Petition for approval of revised underground residential distribution tariffs, by Progress Energy Florida, Inc., Docket No. 060017-EI, Order No. PSC-06-0587-CO-EI, Issued July 6, 2006. By Order No. PSC-06-0479-TRF-EI, issued June 5, 2006, the Commission proposed to take certain action, subject to a petition for formal proceeding as provided in Rule 25-22.029, Florida Administrative Code. No response has been filed to the order; it is

therefore ordered that Order No. PSC-06-0479-TRF-EI has become effective and final the 6th day of July, 2006 - Acknowledge Receipt

7. Notice of Public Hearing to adopt proposed operating budget for Fiscal Year 2007 received from Arlington Ridge Community Development District. The District's public hearing is scheduled as follows: August 7, 2006, 2:30 p.m., Arlington Ridge Administration Building, 4463 Arlington Ridge Boulevard, Leesburg, Florida - Acknowledge Receipt
8. Consent for the transfer of paying agent services for the Pari-Mutuel Bonds, Series 2000 from Wachovia Bank to U S Bank. Wachovia has been the paying agent for the Pari-Mutuel bonds since they were issued in 2000. On December 30, 2005, Wachovia sold its corporate trust business to U S Bank. This is a request for the County to consent to the appointment of U S Bank as paying agent for the bonds.

RECOMMENDATION: Approval

### **III. COUNTY MANAGER'S CONSENT AGENDA** (Tabs 2 through 20)

#### **Budget**

##### **Tab 2**

1. Budget transfer - General Fund, Department of Facilities Development and Management Services, Facilities Management Division, Jail Maintenance Section. Transfer \$30,000.00 from Buildings to Repair and Maintenance. Additional funds are needed for an unanticipated project in a leased building. Funds available in Buildings for unanticipated projects.

RECOMMENDATION: Approval

2. Resolution to amend the General Fund in order to receive unanticipated revenue for Fiscal Year 2005/2006 in the amount of \$887,748.00 deposited into Federal Healthy Communities Access Program Grant (HCAP) and provide appropriations for the disbursement for Operating Expenses as continued funding for Lake County's Community Access Network program for fiscal years 2006 and 2007.

RECOMMENDATION: Approval

## **Growth Management**

Tab 3 Approval of a Satisfaction and Release of Fine for property owner, Emil Eissler, Code Case #2004060130.

RECOMMENDATION: Approval

Tab 4 Approval of a Satisfaction and Release of Fine for property owner, Arthur Lee Young, Code Case #2000100144.

RECOMMENDATION: Approval

Tab 5 Approval to hold a Smart Growth Workshop on Friday, September 22, 2006 and to solicit donations to support the event.

## **Procurement**

Tab 6 Approval of the contract for Fee Study for Public Works to Maximus of Tallahassee, Florida in accordance with RFP #06-039 for \$12,500.00.

RECOMMENDATION: Approval

Tab 7 Approval of the contract with Baker & Taylor, Inc. in the amount of \$100,000.00 for the opening day collection services of the Cagan Crossings Community Library.

RECOMMENDATION: Approval

Tab 8 Approval of the contract with HNTB Corporation to provide engineering services for CR 19A Roadway Conceptual Analysis/Project Development and Environmental Study in the amount of \$389,886.27.

RECOMMENDATION: Approval

## **Public Safety**

Tab 9 Approval and execution of the Hazard Mitigation Grant Contract between the State of Florida, Department of Community Affairs and Lake County, by the Lake County Board of County Commissioners, for FEMA Project 1561-57-R, Lake County Emergency Operation Center Wind Retrofit Project, and approval of the attached Budget Transfer Request in the amount of \$150,000.00 from General Fund Reserves. The period of the contract begins upon execution by both parties and ends on March 28, 2009.

RECOMMENDATION: Approval

Tab 10 Approval to apply for grant funds in the amount of \$5,500,000.00 through the Statewide Competitive Grants Program to Construct or Improve County Emergency Operations Centers (EOCs); apply for EOC grant funds through the Hazard Mitigation Grant Program (HMGP); and approve minor grant modifications.

RECOMMENDATION: Approval

Tab 11 Approval to donate two fabricated aluminum impoundment cages, PN 17973 and 15530, to Flagler Humane Society/Animal Services.

RECOMMENDATION: Approval

### **Public Works**

Tab 12 Approval to accept the final plat for Arrowtree Overlook, which consists of 9 lots, and all areas dedicated to the public as shown on the Arrowtree Overlook plat – Commission District 3

RECOMMENDATION: Approval

Tab 13 Approval to accept the final plat for Consigny Place, which consists of 5 lots, and all areas dedicated to the public as shown on the Consigny Place plat – Commission District 1

RECOMMENDATION: Approval

Tab 14 Approval to accept the final plat for Robbins Ridge, which consists of 4 lots, and all areas dedicated to the public as shown on the Robbins Ridge final plat, accept a performance surety in the amount of \$5,120.50, and execute a Developer's Agreement for Construction of Improvements between Lake County and Richard H. Langley – Commission District 3

RECOMMENDATION: Approval

Tab 15 Approval to accept the final plat for Sugarloaf Mountain Unit 1B, which consists of 75 lots, and all areas dedicated to the public as shown on the Sugarloaf Mountain Unit 1B final plat, accept a performance bond in the amount of \$7,537,916.05, and execute a Developer's Agreement for Construction of Improvements between Lake County and SLCD, LLC – Commission District 2

RECOMMENDATION: Approval

Tab 16 Approval to release a maintenance bond in the amount of \$26,930.00 posted for Summit Lakes which consists of 45 lots – Commission District 2

RECOMMENDATION: Approval

Tab 17 Approval to release a letter of credit for performance for construction of improvements in the total amount of \$132,747.98 that was posted for Las Colinas Phase II which consists of 104 lots – Commission District 3

RECOMMENDATION: Approval

Tab 18 Approval to return funds posted as surety for performance in the amount of \$69,651.73, accept a maintenance bond in the amount of \$67,887.25, execute a Developer's Agreement for Maintenance of Improvements between Lake County and Greater Homes, Inc., and execute a resolution accepting the following roads into the County Road Maintenance System: Robin Hill Loop (County Road No. 0259K). Orange Tree Phase VI consists of 44 lots – Commission District 2

RECOMMENDATION: Approval

Tab 19 Approval to return funds posted as performance surety in the amount of \$1,650.00, accept a maintenance bond in the amount of \$25,496.98, execute a Developer's Agreement for Maintenance of Improvements between Lake County and M/I Homes of Lake County, LLC, and execute a resolution accepting the following roads into the County Road Maintenance System: Honey Blossom Drive (County Road No. 6745A), and Queen Bee Lane (County Road No. 6745B). Apiary Pointe consists of 16 lots – Commission District 5.

RECOMMENDATION: Approval

Tab 20 Approval of Agreement between Lake County Board of County Commissioners and Groveland Shoppers LLC and Groveland Associates, LLC and the City of Groveland for realignment of CR 565A.

RECOMMENDATION: Approval

#### **IV. PRESENTATIONS/AWARDS AND RECOGNITIONS**

##### **PRESENTATION**

**PRESENTATION:** Presentation of the Florida Recreation Development Assistance Program (FRDAP) grant check in the amount of \$200,000.00 by Senator Carey Baker

## **EMPLOYEE AWARDS**

### **Presentation of Award to Employees with Five Years of Service**

Mary Gillis, Senior Budget Analyst, Budget

Jimmy Kirby, Code Enforcement Officer, Growth Management/Code Enforcement

Susanne Clemens, Probation Clerk, Community Services/Probation

Karen Davis, Senior Housing Intake Specialist, Community Services/Housing and Community Development/Housing Services

### **Presentation of Award to Employee with Ten Years of Service**

Charlene Smith, Assistant Library Services Director, Community Services/Library Services

### **Presentation of Award to Employee with Twenty Years of Service**

Frank Franklin, Equipment Operator III, Public Works/Road Operations/Maintenance Area

### **Presentation of Award to Retiring Employee with 38 Years of Service**

John Jackson, Jr., Extension Agent IV, Community Services/Agricultural Education Service/Cooperative Extension Service

### **Employee of the Quarter**

Teresa Conant, Office Associate III, Public Works/Engineering

### **Supervisor of the Quarter**

Charlene Smith, Assistant Library Services Director, Community Services/Library Services

### **Team Award – Environmental Services, Water Resources and Environmental Programs/Hydrogeology and Laboratory**

Cathie McGwier, Laboratory Supervisor  
Walter Wood, Senior Hydro-Geologist

## **RECOGNITION**

**Tab 21**      **PRESENTATION:** Presentation of awards to the Lake County Volunteer Program participants, who have completed the President of the United States' certification process and achieve Individual Goal Award status in recognition of their outstanding community service to Lake County. Lifetime achievement is recognized with a special President's Call to Service Award, which honors those who have provided more than 4,000 documented hours of service over the course of their lifetime.

**Tab 22**      **PRESENTATION:** Presentation of awards to the Lake County Volunteer Program participants, who have completed the President of the United States' certification process and achieve Individual Gold or Bronze Service Award status in recognition of their outstanding community service to Lake County.

## **V.      COUNTY MANAGER'S DEPARTMENTAL BUSINESS**

### **Public Works**

**Tab 23**      Approval for the Parks & Trails Division to partner with the Lake County Volunteer Program to start the Pride, Parks, Pleasure Project. Permission to explore various funding sources through grants, business, communities and in-kind services.

**Tab 24**      Approval to cease road maintenance and remove a section of Vista Del Lago Boulevard.

**Tab 25**      Approval of the Palatlahaka Environmental and Agricultural Reserve (P.E.A.R.) Park Conceptual Master Plan. Approval to work with Procurement Service to prepare an RFP to secure the services of consultants for the production of design development and construction documents based on the approved conceptual master plan.

## **VI.      PUBLIC HEARINGS – 9:00 A.M. or as Soon Thereafter**

**Tab 26**      **PUBLIC HEARING:** Presentation of proposed activities to be funded from the Community Development Block Grant (CDBG) during FY 2006-07, discuss and ask questions about the proposed activities, and take comments from the public regarding use of CDBG funds during FY 2006-07. The Board is also requested to adopt the FY 2006-07 One Year Action Plan by resolution and authorize the Chairman to sign the Application for Federal Assistance (Form SF 424), the Adoption Resolution, and the required certifications.



- Tab 27      **PUBLIC HEARING:** Approval of proposed ordinance which allows for temporary structures following a disaster in residential, commercial and industrial use zoning districts.
- Tab 28      **PUBLIC HEARING:** Ordinance amending Section 2-90.55. Lake County Code entitled Membership, for the Public Land Acquisition Advisory Council (PLAAC).

## **VII. OTHER BUSINESS**

- Tab 29      Appointment of individual to vacant health care consumer position on the WellFlorida Council Board of Directors to complete an unexpired term ending September 30, 2006 and serve a consecutive two-year term.
- Tab 30      Appointment of individuals to vacant positions on the Lake County Impact Fee Committee.
- Tab 31      Appointment of individuals to upcoming vacant positions on the Comprehensive Health Care Committee.

## **VIII. REPORTS**

### **County Attorney**

- Tab 32      Approval of Resolution instituting eminent domain proceedings for acquisition of property located in downtown Tavares for office space and parking, and approval to proceed with the pre-suit negotiation offer.

### **County Manager**

#### **Commissioner Hill – District #1**

#### **Commissioner Pool – District #2**

- Tab 33      Approval and execution of a Proclamation declaring September 17 through 23, 2006 as Constitution Week.

#### **Commissioner Stivender – District #3**

- Tab 34      Approval and execution of a Proclamation declaring September 1 through 8, 2006 as Lake County Firefighters Appreciation Week.

#### **Commissioner Hanson – Chairman and District #4**

#### **Commissioner Cadwell – District #5**

## **CITIZEN QUESTION AND COMMENT PERIOD**

At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration. NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

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Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.

**TENTATIVE AGENDA**

**AUGUST 15, 2006**

9:00 A.M. Regular Meeting

9:00 A.M. PRESENTATION: Presentation by Teresa Watkins, UF/IFAS Florida Yards and  
or as Soon Neighborhoods, on Creating Florida Friendly Landscapes.  
Thereafter

9:00 A.M. PRESENTATION: Presentation by Teresa Watkins, UF/IFAS Florida Yards and  
or as Soon Neighborhoods, on Backyard Wildlife Habitat Programs.  
Thereafter

9:00 A.M. PRESENTATION: NACO Awards for Home Heating Oil Recovery Program and Sharps  
or as Soon Disposal Program.  
Thereafter

9:00 A.M. PRESENTATION: Presentation by Emily Lee, Children's Services Council  
or as Soon  
Thereafter

9:00 A.M. Board of County Commissioners Worksession – Budget Workshop  
or as Soon  
Thereafter

9:00 A.M. PRESENTATION: Capital Improvement Plan  
or as Soon  
Thereafter

9:00 A.M. PRESENTATION: Environmental Lands Update  
or as Soon  
Thereafter

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**TENTATIVE AGENDA**

**AUGUST 22, 2006**

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

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**TENTATIVE AGENDA**

**SEPTEMBER 5, 2006**

9:00 A.M. Regular Meeting

9:00 A.M. PUBLIC HEARING: Village Green Street Lighting  
or as Soon  
Thereafter

5:05 P.M. PUBLIC HEARING: Set tentative millage rates for FY 2007  
or as Soon  
Thereafter

5:05 P.M. PUBLIC HEARING: Ordinance Amending Section 10.02.03, Entitled, Temporary Structures  
or as Soon  
Thereafter

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**TENTATIVE AGENDA**

**SEPTEMBER 12, 2006**

9:00 A.M.            Worksession – Comprehensive Plan

9:00 A.M.            PUBLIC HEARING: Fire/Rescue and Solid Waste Final Assessment Roll  
or as Soon  
Thereafter

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**TENTATIVE AGENDA**

**SEPTEMBER 19, 2006**

9:00 A.M.            Regular Meeting

5:05 P.M.            PUBLIC HEARING: Set the final millage rates and adopt the Fiscal Year 2007 budget  
or as Soon  
Thereafter

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**TENTATIVE AGENDA**

**SEPTEMBER 26, 2006**

9:00 A.M.            Regular Meeting (Zoning and Road Vacations)

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**TENTATIVE AGENDA**

**OCTOBER 3, 2006**

9:00 A.M.            Regular Meeting

9:00 A.M.            PUBLIC HEARING: Comprehensive Plan Transmittal  
or as Soon  
Thereafter

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**TENTATIVE AGENDA**

**OCTOBER 10, 2006**

9:00 A.M.            Regular Meeting/Tentative

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**TENTATIVE AGENDA**

**OCTOBER 17, 2006**

9:00 A.M.            Regular Meeting

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**TENTATIVE AGENDA**

**OCTOBER 24, 2006**

9:00 A.M.            Regular Meeting (Zoning and Road Vacations)

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**TENTATIVE AGENDA**

**NOVEMBER 7, 2006**

9:00 A.M.            Regular Meeting

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**TENTATIVE AGENDA**

**NOVEMBER 14, 2006**

9:00 A.M. Regular Meeting/Tentative

TENTATIVE AGENDA

NOVEMBER 21, 2006

9:00 A.M. Regular Meeting

TENTATIVE AGENDA

NOVEMBER 28, 2006

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

TENTATIVE AGENDA

DECEMBER 5, 2006

9:00 A.M. Regular Meeting

TENTATIVE AGENDA

DECEMBER 12, 2006

9:00 A.M. Regular Meeting/Tentative

TENTATIVE AGENDA

DECEMBER 19, 2006

9:00 A.M. Regular Meeting (Zoning and Road Vacations)